

**RESOLUTION NO. 74715**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSÉ AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A COOPERATION AGREEMENT WITH THE REDEVELOPMENT AGENCY, ALLOWING THE EXECUTIVE DIRECTOR OF THE AGENCY TO COMPLETE AND SUBMIT AN APPLICATION TO THE STATE HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT TO EXPAND THE CURRENT ENTERPRISE ZONE AND AUTHORIZING THE REDEVELOPMENT AGENCY TO ADMINISTER THE ENTERPRISE ZONE ON BEHALF OF THE CITY**

**WHEREAS**, in 1987, the City of San José (“City”) received official designation as a California Enterprise Zone (“EZ”) by the California Department of Housing and Community Development (“Department”) for a fifteen year term, which was subsequently extended for five years in 2001; and

**WHEREAS**, in December 2006, the City was approved for a second fifteen-year EZ designation that encompassed approximately ten square miles in the Monterey Corridor, Downtown, Julian Stockton and Old Oakland Road/Berryessa Avenue south of Highway 880; and

**WHEREAS**, AB 1550, enacted by the State of California, allows Enterprise Zones to expand their original boundaries up to twenty percent, and the City is eligible to apply for an EZ expansion of two square miles; and

**WHEREAS**, the proposed addition to the EZ includes industrial and commercial areas located in the City; and

**WHEREAS**, the City Council has approved the inclusion of industrial and commercial areas located in the City as depicted on the map attached as Exhibit A to the Memorandum dated December 11, 2008 from Harry Mavrogenes and Debra Figone regarding the Submittal of San José's Enterprise Zone Expansion Application to the State Housing and Community Development Department; and

**WHEREAS**, in July 2008, administration of the EZ was transferred from the City to the Redevelopment Agency of the City of San José ("Agency") due to changes in the City and Agency budgets; and

**WHEREAS**, City staff recommends that the City Manager be authorized to negotiate and execute a Cooperation Agreement regarding the application for, and administration of, the EZ; and

**WHEREAS**, the Agency will complete and submit an application for expansion of the EZ on behalf of the City; and

**WHEREAS**, the expansion of the EZ will advance the priorities of the City's Economic Development Strategy; and

**WHEREAS**, the expansion of the EZ will enhance the opportunities to increase the creation of jobs in the City and improve the quality of life of its residents; and

**WHEREAS**, the City authorizes and supports job development, job creation, and economic development.

**NOW, THEREFORE,** BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSÉ THAT:

1. The City Manager is authorized to negotiate and execute a Cooperation Agreement with the Redevelopment Agency, allowing the Executive Director of the Agency to complete and submit an application to the State Housing and Community Development Department to expand the current Enterprise Zone.
2. The Redevelopment Agency is authorized to administer the Enterprise Zone on behalf of the City.

ADOPTED this 16<sup>th</sup> day of December, 2008, by the following vote:

AYES:	CAMPOS, CHIRCO, CHU, CONSTANT, CORTESE, LICCARDO, NGUYEN, OLIVERIO, PYLE, WILLIAMS; REED.
NOES:	NONE.

ABSENT:	NONE.
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DISQUALIFIED:	NONE.
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CHUCK REED  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk